CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

ATTORNEYS TITLE OF CASE For plaintiff: United States of America. Hubert A, Marlow Jack Bhort VS

170.00 Acres of Land, More or Less, Situate in Nowata County, State of Oklahoma, and Lewis Petroleum Company, et al, and Unknown Owners

For defendant:

Richard G. Harris (BURNS) 117 E. Frank Phillips Bartlesville, Oklahoma 74003

W. E. Maddus P. O. Box 349 Nowata, Okla 74048

STATISTICAL RECORD	COSTS	DATE	name or receipt no.	REC.	DISB.
J.S. 5 mailed 5-/-7/	Clerk	-//	74 Harris 4 C/D #28	5 00	5 00
J.S. 6 mailed /-1-74	Marshal	5-28-7	4 Harris 4 C/D #47	130 40	130 40
Basis of Action:	Docket fee				
Land Condemnation	Witness fees				
Action arose at:	Depositions				

4-2-71 5-11-71 6-11-71	DATE	PROCEEDINGS	Date Order or Judgment Noted
Notice filed.h 4-2-71 4-13-7			7
#4-271 Motion for Order for Delivery of Possession filed. (Fred Daugherty - Judge) #-13-71 Crder for delivery of possession, filed. (Fred Daugherty - Judge) Returns on service, filed. ***Xxxxxxx*****Xxxxx****Xxxxx**** Ethel W. Mencill moved, left no address; Julia J. Harmon, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, Board of County Commissioners, County Assessor, & County Treasurer all served in Nowata, Okla. on 4-15-71; served Hugh Conine, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, Hoerd of the Pearl M. Harmon & Julia J. Harmon Foundation, L. A. Leffler, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, The First Natl. Bank of Nowata, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, The First Natl. Bank of Nowata, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, The First Natl. Bank of Nowata, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, The First Natl. Bank of Nowata, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, The First Natl. Bank of Nowata, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, The First Natl. Bank of Nowata, trustee of the Pearl M. Harmon & Julia J. Harmon Foundation, The First Natl. Bank of Nowata, trustee of the Pearl M. Harmon Marka, that the State of Collar of Nowata, all in Nowata, Ckla. on 4-20-71; unable to serve S. R. Evans (not known); served State of Ckla. ex rel, Okla. Tax Commission in Okla. City on 4-15-71. The Return on service of writ, filed: served C. W. Chapman at Freeport, Ill. 4-22-71. g T-26-71 T-26-71 T-27-71 T-28-71 T-27-72 T-28-72 T-28-73 T-29-73 T-29-74 T-29-74 T-29-75 T-29-75 T-29-75 T-29-76 T-29-77 T-29-77 T-20-77 T-20-78 T-20-78 T-20-79 T-2			
4-13-71 Returns on service, filed. Karwaskhelen Mae Earr unable to be served, moved & left no address; Alma Jewell Barnes moved, left no address; Ethel W. Mannoil moved, left no address; Julta J. Harmon trustee of the Pearl M. Harmon & Julta J. Harmon Foundation, George L. Hangs, trustee of the Pearl M. Harmon & Julta J. Harmon Foundation, Deord of County Commissioners, County Assessor, & County Treasurer all served in Nowata, Ckla. on 4-15-71; served Hugh Conine, trustee of the Pearl M. Harmon & Julta J. Harmon Foundation, George W. Lee, trustee of the Pearl M. Harmon & Julta J. Harmon Foundation, Jesus of the Pearl M. Harmon & Julta J. Harmon Foundation, L. A. Leffler, trustee of the Pearl M. Harmon & Julta J. Harmon Foundation, The Mirask Natl. Bank of Nowata, trustee of the Pearl M. & Julta J. Harmon Foundation, all in Nowata, Okla. on 4-12-71; served Arthur M. Sherwood in Delaware, Okla. on 4-20-71; unable to serve S. R. Evans (not known); served Ckla. on 4-20-71; unable to serve S. R. Evans (not known); served Ckla. on 4-20-71; unable to serve S. R. Evans (not known); served Disclaimer of Oklashoma Tax Commission; filed. b 10-19-17			
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Harmon Found., Lewis Petroleum Co., Victory Natl. Bank of Nowata, all in Nowata, Okla. on 4-21-71; served Arthur H. Sherwood in Delaware, Okla. on 4-20-71; unable to serve S. R. Evans (not known); served State of Okla., ex. rel, Okla. Tax Commission, filed. b Beturn on service of writ, filed: served C. W. Chapman at Freeport, Ill. 4-22-71. g Ret. on service of writ, filed: served S. R. Evans at Dewey, Ok, 7-12-71. g Ret. on service of writ, filed: served S. R. Evans at Dewey, Ok, 7-12-71. g Ret. on service of writ, filed: served S. R. Evans at Dewey, Ok, 7-12-71. g Ret. on Service of Writ, filed: served S. R. Evans at Dewey, Ok, 7-12-71. g Ret. on Service of Writ, filed: served S. R. Evans at Dewey, Ok, 7-12-71. g Ret. on Service of Writ, filed: served S. R. Evans at Dewey, Ok, 7-12-71. g Ret. on Service of Writ, filed. service by Publication, filed. v Return on U.S. Marshals Service, N & O, filed. Serve Mays Teague in Chula Vista, Calif. v Certificate of publication and mailing, filed. ds Order appointing Comms., Kenneth L. Stainer as Chairman, J. E. Devine and James Unruh, and denying jury trial, filed. (FD-J)r (Copies to Comms.) Instructions to Commissioners, filed. (Fd-J)r (copies mailed) Case set for trial by Commrs., 9:30 a.m., July 25, 1972. g Obj. to inst. by pltf., filed. rm Order overruling pltf. obj. to inst. to commrs. (FD-J) rm Order overruling pltf., filed. hm Trial exhibits, filed by court reporter. rm REPORT OF COMMISSIONERS, filed. r (Copies mailed to Commrs., Judge, deft. atty & J. Short) (Notice to all landowners sent 3-27-73) Request of S.R. Evans, def. for extension of time of 45 days in which to file objections to the Commissioner's report filed. h Plaintiff's Objections to Rpt. of Commissioners as to Working Int., filed. jj Crder filed, that request of S.R. Evans for ext of time to file objections to Rpt. of Commissioners as to Working Int., filed. jp			on,
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7-13-71 Ret. on service of writ, filed: served S. R. Evans at Dewey, Ok, 7-12-71. g 7-26-71 Notice of appearance of S. R. Evans, defendant, filed. ds Plaintiff's Certification for Service by Publication, filed. v Return on U.S. Marshals Service, N & O, filed. Unable to Serve Mays Teague in Chula Vista, Calif. v 10-19-71 Certificate of publication and mailing, filed. ds Order appointing Comms., Kenneth L. Stainer as Chairman, J. E. Devine and James Unruh, and denying jury trial, filed. (FD-J)r (Copies to Comms.) Instructions to Commissioners, filed. (Fd-J)r (copies mailed) Case set for trial by Commrs., 9:30 a.m., July 25, 1972. g Obj. to inst. by pltf., filed. rm Order overruling pltf. obj. to inst. to commrs. (FD-J) rm Order overruling pltf. obj. to inst. to commrs. (FD-J) rm Case set for trial by Commrs., 9:30 a.m., Oct. 26, 1972. (Rm. 4-531) 10-31-72 3-21-73 Report of Commissioners, filed. hm Trial exhibits, filed by court reporter. rm REPORT OF COMMISSIONERS, filed. r (Copts mailed to Commrs., Judge, & J. Short) (Notice to all landowners sent 3-27-73) Request of S.R. Evans, def. for extension of time of 45 days in which to file objections to the Commissioner's report filed. h 4-6-73 Plaintiff's Objections to Rpt. of Commissioners as to Working Int., filed. jj Order filed, that request of S.R. Evans for ext of time to file objs to Commrs's Report is granted until 5-21-73, (FD-J) (Copies mailed.) r	5-11-71	Return on service of writ, filed: served C. W. Chapman at Freeport,	
7-26-71 7-12-71. g Notice of appearance of S. R. Evans, defendant, filed. ds Plaintiff's Certification for Service by Publication, filed. v Return on U.S. Marshals Service, N & O, filed. Unable to Serve Mays Teague in Chula Vista, Calif. v Certificate of publication and mailing, filed. ds Order appointing Comms., Kenneth L. Stainer as Chairman, J. E. Devine and James Unruh, and denying jury trial, filed. (FD-J)r (Copies to Comms.) Instructions to Commissioners, filed. (Fd-J)r (copies mailed) Case set for trial by Commrs., 9:30 a.m., July 25, 1972. g Obj. to inst. by pltf., filed. rm Order overruling pltf. obj. to inst. to commrs. (FD-J) rm Order overruling pltf. obj. to inst. to commrs. (FD-J) rm Order overruling pltf. obj. to inst. to commrs. (FD-J) rm Oath of office of commissioners, filed. hm Initial exhibits, filed by court reporter. rm REPORT OF COMMISSIONERS, filed. r (Copies mailed to Commrs., Judge, deft. atty & J. Short) (Notice to all landowners sent 3-27-73) Request of S.R. Evans, def. for extension of time of 45 days in which to file objections to the Commissioner's report filed. h 4-6-73 Plaintiff's Objections to Rpt. of Commissioners as to Working Int., filed. jj 4-6-73 Order filed, that request of S.R. Evans for ext of time to file objs to Commrs's Report is granted until 5-21-73, (FD-J) (Copies mailed.) r	7_12_71	III. 4-22-71. g	
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Plaintiff's Certification for Service by Publication, filed. v Return on U.S. Marshals Service, N & O, filed. Serve Mays Teague in Chula Vista, Calif. v 10-19-71 5-8-72 Certificate of publication and mailing, filed. ds Order appointing Comms., Kenneth L. Stainer as Chairman, J. E. Devine and James Unruh, and denying jury trial, filed. (FD-J)r (Copies to Comms.) Instructions to Commissioners, filed. (Fd-J)r (copies mailed) Case set for trial by Commrs., 9:30 a.m., July 25, 1972. g Obj. to inst. by pltf., filed. rm Order overruling pltf. obj. to inst. to commrs. (FD-J) rm Case set for trial by Commrs., 9:30 a.m., Oct. 26, 1972. (Rm. 4-531) 10-31-72 Oath of office of commissioners, filed. hm Trial exhibits, filed by court reporter. rm REPORT OF COMMISSIONERS, filed. r (Copies mailed to Commrs., Judge, deft. atty & J. Short) (Notice to all landowners sent 3-27-73) Request of S.R. Evans, def. for extension of time of 45 days in which to file objections to the Commissioner's report filed. h 4-6-73 Plaintiff's Objections to Rpt. of Commissioners as to Working Int., filed. jj Order filed, that request of S.R. Evans for ext of time to file objs to Commrs's Report is granted until 5-21-73, (FD-J) (Copies mailed.) r	7-26-71		_
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Plaintiff's Objections to Rpt. of Commissioners as to Working Int., filed. jj 4-6-73 Order filed, that request of S.R. Evans for ext of time to file objs to Commrs's Report is granted until 5-21-73, (FDGJ) (Copies mailed.)	7-2-13	to file objections to the Commissioner's renort filed h	
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	-	to Commrs's Report is granted until 5-21-73, (FD-J) (Copies mailed.)	r
4-20-73 Order filed, that this matter should be remanded to Commrs., filed. (FD-J)r (Copies mailed)	4-20-73	Order filed, that this matter should be remanded to Commrs., filed.	

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D. C. HOA Rev.	Civil Docket Continuation	Date Order or
DATE	PROCEEDINGS	Judgment Noted
5-17-73	Judgment filed & entered, that report of commrs filed on 3-21-73 is hereby confirmed as it applies to the lessor (royalty) int. and \$2,1 is adopted as the award of just compensation (FD-J)r (Copies mailed	
8-6-73	Amended Report of Commrs, filed. (Copies mailed to Commrs., Judge, Deft attys & U.S. Atty) (Notice sent to all landowners on 8-6-73)	
8-15-73	Request of S. R. Evans for extension of time to file objections to amended report of commrs., filed. g Oto g	
8-16-73	Pltf.'s objections to amended report of commissioners as to working interest, filed. v muled to FD 8-17 with file	
8-20-73	Order filed, denying the Request for ext. of time of S.R. Evans (FD-Copies mailed.	J)r
8-22-73	Motion filed, requesting permission to file obj of Evans, out of time filed. r Maked works and obj & Brief	e
8-24-73	Order filed, granting deft S.R. Evans permission to file objs to Commrs report, filed. $(FD-J)r$ (Copies mailed)	
8-24-73	Objs to Amended Report of Commrs as to oil payment filed by deft. Evans, filed. r	
8-24-73	Brief of deft Evans, in support of objs., filed. r	
8-24-73	Cpy of ltr dated 8-23-73 from F.D. to defts' attys, stating that defare directed to respond to pltf's obj within 10 days (Due 9-2). If objs are opposed, it is desired that response be supported by a briefiled. r	
8-27-73:	Cpy of ltr dated 8-24-73 from F.D. to J. Short, stating that Pltf and any other defts who desires to respond to Objs of Evans do so with supporting brief within 10 days (Due 9-3). If objs are not apposed, a supporting brief will not be mecessary, filed. r	d
9-4-73	Pltf's Response to deft Evans Objs to amended report of Commrs as to oil payment, filed.	Ф
9-17-73	Claim of Commissioners, filed. jj	
•	Order, filed, for Payment to Commissioners. (FD-J)v	
	Cpy of ltr.,9/26/73, from F.D. to counsel, advising if ct. does not hear from counsel for Lewis Pet. by 10/5/73, will assume Lewis joins in pltf. obj. to report. (FD-J)rm Reply brief of deft. Lewis Petroleum Company, filed. g	
TZ-20-(B Judgment, filed and entered, affirming Amended Rept. of Commrs. of 8/6/73 and overruling objs. of Evans. (FD-J)rm	
1-15-74	Supplemental Judgment, filed and entered. Ordered that the amended report of commissioners fld on 8-6-73 is confirmed & \$30,563.00 is adopted as just compensation for working interest including Evans of payment & should be disbursed. Ordered that U.S.A. shall pay into Registry of Court \$20,163.00 with interest at rate of 6% per annum for the c	rom
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DATE	PROCEEDINGS	Date Order or Judgment Noted
1-21-74	Notice of appeal by def. S. R. Evans from final judg. and suppl. judg., filed. rm (copies to counsel and USCA)	
1-21-74	Bond for costs on appeal (\$250 cash), filed. rm	
1-21-74	Designation of contents of record, filed. rm	
1-21-74	Statement of points on appeal, filed. rm	
2-7-74	Transcript of Land Commissioner Hearing held 10-31-72 & 11-1-72, tak by Millie Ballard, L.S.R., filed. v	en
2 - 15 - 74	Appeal record (3 vols.) sent to USCA. g	
5-13-74	Dismissal of appeal by USCA on motion for dismissal presented by appellant, filed. g	
5-14-74	Appeal record (3 vols.) rec'd. from USCA. g	
5 - 14 - 74	Pltf's Bill of Costs, filed. g	
5-16-74	Costs taxed against S. R. Evans in sum of \$130.40. g	
5-20-74	Order to disburse \$250 cash appeal bond to S. R. Evans, filed.(AEB-J)g
5-28-74	Costs paid. g	
9-26-74	Order of disbursal, filed. (FD-J)k cps and by 115 Atty	